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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	CASE NO. 13-CR-800 WHO
)	
Plaintiff,)	DETENTION ORDER
)	
v.)	
)	
SCANVINSKI JEROME HYMES,)	
)	
Defendant.)	

On January 30, 2020, defendant Scanvinski Jerome Hymes pleaded guilty to Count One of the Superseding Indictment, which charged him with conspiring to distribute five grams or more of actual methamphetamine in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(B)(viii), and 846. Sentencing is set for August 13, 2020.

This matter came before the Court on June 25, 2020, for a hearing to review a release order issued by the magistrate court. The defendant appeared by telephone and was represented by counsel, who also appeared telephonically. The defendant waived an in-person appearance and knowingly and voluntarily agreed to proceed by telephone. Because of challenges caused by the COVID-19 pandemic and the expedited scheduling of the hearing, videoconferencing was not available. An assistant United States attorney appeared for the government by telephone.

1 In deciding this matter, the Court's review of the magistrate court's decision was de novo. The
 2 Court reviewed the motion for release filed by Hymes before the magistrate court, the exhibits submitted
 3 by Hymes in support of his motion, the government's opposition to Hymes' motion, and the bail study
 4 prepared by U.S. Pretrial Services, which recommended that Hymes remain detained. The Court also
 5 reviewed a record of the detention proceedings before the magistrate court, the magistrate court's
 6 written order granting bail and the proposed bond form, and the government's brief in support of its
 7 appeal of the magistrate court's order to this Court. The Court also reviewed reports concerning
 8 incidents involving the defendant at Santa Rita jail obtained by the government, and additional
 9 documents on that subject submitted by the defendant. Finally, the Court considered the factual proffers
 10 and arguments of counsel, as well as a statement made by the defendant himself, at the June 25 hearing.

11 Upon consideration of the facts, documents, proffers, and arguments presented, and for the
 12 reasons stated on the record, the Court finds that the defendant has not met his burden of showing by
 13 clear and convincing evidence that he is not likely to flee or pose a danger to the safety of any other
 14 person or the community. 18 U.S.C. § 3143(a)(1). In addition, because of the nature of the crime to
 15 which he has pleaded guilty, Hymes is subject to mandatory detention under Title 18, United States
 16 Code, Section 3143(a)(2), and it has not been clearly shown that there are exceptional reasons why his
 17 detention would not be appropriate. 18 U.S.C. § 3145(c). Accordingly, the defendant must be detained
 18 pending sentencing.

19 IT IS SO ORDERED.

20 DATED: July 13, 2020 _


 WILLIAM H. ORRICK
 United States District Judge